GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

PREVENTIVE DETENTION - The Andhra Pradesh Prevention of Dangerous Activities of Bootleggers, Dacoits, Drug Offenders, Goondas, Immoral Traffic Offenders and Land Grabbers Act, 1986 (Act No: 1 of 1986) – Order of Detention made by the Collector and District Magistrate, SPS Nellore District, in respect of Sri Arava Chinna Raja, S/o Jagan @ Jagannadham, Age 30 years, R/o Near Old Check Post, Arava Palem, Bodigadithota, Nellore City, SPS Nellore District, Andhra Pradesh State - Representation of Smt. Arava Masthanamma W/o Sri Arava Chinna Raja, Detenue-Examined –Orders – Issued.

GENERAL ADMINISTRATION (SC.I) DEPARTMENT

G.O.Rt.No.2386 Dated:11.12.2023
Read the following:-

1. From the Collector and District Magistrate, SPS Nellore District, Nellore Proceedings No.C1(Magl)/190/2023, Dt:24.07.2023.
2. G.O.Rt.No.1504, G.A.(SC.I) Dept., dated 31.07.2023.
3. G.O.Rt.No.1910, G.A (SC-I) Dept, dated 25.09.2023.
4. Representation dated 29.11.2023 of Smt. Arava Masthanamma W/o Sri Arava Chinna Raja, Detenue, R/o D.No.28-1-344, Bodigadithota, Nellore City, SPS Nellore District received on 06.12.2023.

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O R D E R:

In the reference first read above, the Collector and District Magistrate, SPS Nellore District, has passed detention order against Sri Arava Chinna Raja, S/o Jagan @ Jagannadham, Age 30 years, R/o Near Old Check Post, Arava Palem, Bodigadithota, Nellore City, SPS Nellore District, Andhra Pradesh State, under section 3 (1) & (2) read with Section 2(f) of the Andhra Pradesh Prevention of Dangerous Activities of Bootleggers, Dacoits, Drug Offenders, Goondas, Immoral Traffic Offenders and Land Grabbers Act, 1986 (Act No.1 of 1986). After following due procedure, Government had approved and confirmed the detention order in the reference 2nd and 3rd read above.

2. In the reference 4th read above, Smt. Arava Masthanamma W/o Sri Arava Chinna Raja, Detenue, had made a representation to the Government and requested to issue orders for release of her husband duly cancelling the order of detention of the Collector.

3. Government have examined the representation of Smt. Arava Masthanamma W/o Sri Arava Chinna Raja, Detenue, and the material available in the record and under the provisions of the APPD Act, 1986. He is repeatedly indulging himself in committing offences in contravention of Section 8© r/w 20(b) of Narcotic Drugs and Psychotropic Substances Act, 1985. He has been involved in selling of Ganja in Rayapuvari Veedhi of Kapadipalem, Nellore city, SPS Nellore District and its neighbouring areas and spoiling the public health, peace and tranquillity in the vicinity. He is not a licensee or holder of any permit to deal in any kind of drugs under the provisions of Narcotic Drugs and Psychotropic Substances act, 1985. The said offences are punishable under Chapter XVI Chapter XVII or Chapter XXII of IPC. As such the activities of the individual falls under and within the meaning of "Drug Offender" as defined under section 2(f) of Act 1 of 1986.

(P.T.O.)

4. The Act 1/1986 provides power to preventive detention of an individual to contain his activities which are prejudicial to the maintenance of public order under the following circumstances: (a) "acting in any manner prejudicial to the maintenance of public order" means when a boot-legger, a dacoit, a drug offender, a goonda, an immoral traffic offender, or a land-grabber is engaged or is making preparations for engaging in any of his activities as such, which affect adversely or are likely to affect adversely, the maintenance of public order. For the purpose of this clause public order shall be deemed to have been affected adversely, or shall be deemed likely to be affected adversely inter alia, if any of the activities of any of the persons referred to in this clause directly, or indirectly, is causing or calculated to cause any harm, danger or alarm or a feeling of insecurity among the general public or any section thereof or a grave or widespread danger to life or public health. The Advisory Board meeting was held on 11.09.2023 wherein the AB has heard the views of Detenue, and Investigating Officers who have attended the meeting through Video conference. The Advisory Board has reported unanimously that in its opinion, "there is sufficient cause for the detention of the detenue". Accordingly, Government have confirmed the detention orders of the Collector vide G.O.3rd read above.

5. Government therefore, and after careful examination of the matter hereby dispose the representation of the petitioner, Smt. Arava Masthanamma W/o Sri Arava Chinna Raja, Detenue, as rejected.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

DR.K.S.JAWAHAR REDDY
CHIEF SECRETARY TO GOVERNMENT

To
Smt. Arava Masthanamma W/o Sri Arava Chinna Raja, Detenue, R/o D.No.28-1-344, Bodigadithota, Nellore City, SPS Nellore District
The Collector and District Magistrate, SPS Nellore District.
Copy to:
The Superintendent of Police, Nellore, SPS Nellore District.
The Spl. Govt. Pleader, attached to Learned Advocate General, A.P High court, High Court buildings, Nelapadu, Guntur Dist, A.P.
SF/SC.

//FORWARDED:: BY ORDER//

SECTION OFFICER (SC)